

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

**SECURITIES AND EXCHANGE
COMMISSION.**

2:09-CV-250 JCM (LRL)

Plaintiff,

V.

LEWIS E. GRAHAM II and
FLOWWORKS, INC.,

Defendants.

ORDER

16 Presently before the court is defendant Lewis E. Graham, II's motion for speedy trial. (Doc.
17 #58). Plaintiff, the Securities and Exchange Commission, did not file an opposition.

18 Defendant's motion is moot. Shortly after defendant filed his motion, the court set a jury trial
19 for February 6, 2012. (Doc. #61). Further, the parties have engaged in settlement discussions which
20 have allegedly resulted in a settlement agreement. (Docs. #73, #76, and #79). According to status
21 reports filed by plaintiff, the Securities and Exchange Commission "requires additional time" to
22 approve the agreement because it "requires an analysis of [defendant's] financial condition." (Doc.
23 #79). If the Securities and Exchange Commission fails to approve the settlement agreement, the
24 parties will go to trial as scheduled on February 6, 2012.

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IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant Lewis E. Graham, II's motion for speedy trial (doc. #58) be, and the same hereby is, DENIED as moot.

4 DATED this 8th day of December, 2011.

UNITED STATES DISTRICT JUDGE